

# Rules and Regulations

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## FEDERAL LABOR RELATIONS AUTHORITY

### 5 CFR Ch. XIV

#### Regional Offices; Sub-Regional Office Closures; Telephone and Fax Number Change

**AGENCY:** Federal Labor Relations Authority.

**ACTION:** Final amendment to rules and regulations.

**SUMMARY:** This document amends the rules and regulations of the Federal Labor Relations Authority, the General Counsel of the Federal Labor Relations Authority, and the Federal Service Impasses Panel to announce the closing of the New York and Los Angeles Sub-Regional Offices. In addition, the San Francisco Regional Office telephone and fax numbers have changed.

**EFFECTIVE DATE:** October 1, 1995.

**FOR FURTHER INFORMATION CONTACT:** Clyde B. Blandford, Jr., Director of Operations and Resource Management, at (202) 482-6680, extension 206.

**SUPPLEMENTARY INFORMATION:** Effective January 28, 1980, the Authority and the General Counsel published, at 45 FR 3482, January 17, 1980, final rules and regulations to govern the processing of cases by the Authority and the General Counsel under chapter 71 of title 5 of the United States Code. These rules and regulations are required by title VII of the Civil Service Reform Act of 1978 and are set forth in 5 CFR part 2400 *et seq.* (1994).

Appendix A, paragraph (d) of the rules and regulations lists the current addresses, telephone and fax numbers of the Regional Offices and Sub-Regional Offices of the Authority. This amendment announces the closure of the New York and Los Angeles Sub-Regional Offices. Upon a careful review of costs and operating efficiencies, we have concluded that the transaction of

Authority business will be enhanced by the closure of these sub-regional offices. This change does not affect the geographic jurisdiction of the Boston and San Francisco Regional Offices, respectively. Additionally, this amendment announces changes in the telephone and fax numbers of the San Francisco Regional Office.

#### Executive Order 12291

This final regulation has been reviewed in accordance with Executive Order 12291. It is not classified as major because it does not meet the criteria for major regulations established by the Order.

#### Regulatory Flexibility Act Certification

The General Counsel has determined that this final regulation will not have a significant economic impact on a substantial number of small entities.

#### Paperwork Reduction Act of 1980

The final regulation contains no information collection or recordkeeping requirement under the Paperwork Reduction Act of 1980 (44 U.S.C. 3507 *et seq.*)

For the reasons set out in the preamble and under the authority of 5 U.S.C. 7134, Appendix A to 5 CFR Chapter XIV is amended by revising paragraph (d) to read as follows:

Appendix A to 5 CFR Chapter XIV—  
Current Addresses and Geographic Jurisdictions

\* \* \* \* \*

(d) The Office addresses, telephone and fax numbers of the Regional Offices of the Authority are as follows:

(1) Boston, Massachusetts Regional Office—99 Summer Street, suite 1500, Boston, Massachusetts 02110-1200; telephone: FTS or commercial (617) 424-5730; fax: FTS or commercial (617) 424-5743.

(l) Philadelphia, Pennsylvania Sub-Regional Office—105 South 7th Street, 5th floor, Philadelphia, Pennsylvania 19106; telephone: FTS or commercial (215) 597-1527; fax: FTS or commercial (215) 597-3565.

(2) Washington, DC Regional Office—1255 22nd Street, NW., suite 400, Washington, DC 20037-1206; telephone: FTS or commercial (202) 653-8500; fax: FTS or commercial (202) 653-5091.

(3) Atlanta, Georgia Regional Office—1371 Peachtree Street, NE., suite 122, Atlanta, Georgia 30367; telephone: FTS or commercial (404) 347-2324; fax: FTS or commercial (404) 347-1032.

(4) Chicago, Illinois Regional Office—55 West Monroe, suite 1150, Chicago, Illinois 60603-9729; telephone: FTS or commercial (312) 353-6306; fax: FTS or commercial (312) 886-5977.

(l) Cleveland, Ohio Sub-Regional Office—Renaissance Building, 1350 Euclid Avenue, suite 420, Cleveland, Ohio 44115; telephone: FTS or commercial (216) 522-2114; fax: FTS or commercial (216) 522-7950.

(5) Dallas, Texas Regional Office—525 Griffin Street, suite 926, LB-107, Dallas, Texas 75202-1906; telephone: FTS or commercial (214) 767-4996; fax: FTS or commercial (214) 767-0156.

(6) Denver, Colorado Regional Office—1244 Speer Boulevard, suite 100, Denver, Colorado 80204-3581; telephone: FTS or commercial (303) 844-5224; fax: FTS or commercial (303) 844-2774.

(7) San Francisco, California Regional Office—901 Market Street, suite 220, San Francisco, California 94103-1791; telephone: FTS or commercial (415) 356-5000; fax: FTS or commercial (415) 356-5017.

(5 U.S.C. 7134)

Dated: September 20, 1995.

Solly Thomas,

*Executive Director, Federal Labor Relations Authority.*

[FR Doc. 95-23761 Filed 9-25-95; 8:45 am]

BILLING CODE 6727-01-M

## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

#### 7 CFR Part 301

[Docket No. 95-035-2]

#### Black Stem Rust; Addition of Rust-Resistant Varieties

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Direct final rule; confirmation of effective date.

**SUMMARY:** On July 28, 1995, the Animal and Plant Health Inspection Service published a direct final rule. (See 60 FR 38666-38667, Docket No. 95-035-1.) The direct final rule notified the public of our intention to amend the black stem rust quarantine and regulations by adding three varieties to the list of rust-resistant *Berberis* species. We did not receive any written adverse comments or written notice of intent to submit adverse comments in response to the direct final rule.

**EFFECTIVE DATE:** The effective date of the direct final rule is confirmed as: September 26, 1995.

**FOR FURTHER INFORMATION CONTACT:** Mr. Stephen Poe, Operations Officer, Domestic and Emergency Operations, PPQ, APHIS, Suite 4C03, 4700 River Road Unit 134, Riverdale, MD 20737-1236; (301) 734-6365.

Authority: 7 U.S.C. 150bb, 150dd, 150ee, 150ff, 161, 162, and 164-167; 7 CFR 2.17, 2.51, and 371.2(c).

Done in Washington, DC, this 19th day of September 1995.

Lonnie J. King,

*Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 95-23744 Filed 9-25-95; 8:45 am]

BILLING CODE 3410-34-P

## Food Safety and Inspection Service

### 9 CFR Part 381

[Docket No. 95-037DF]

#### Termination of Designation of the State of West Virginia With Respect to the Inspection of Poultry Products

**AGENCY:** Food Safety and Inspection Service, USDA.

**ACTION:** Direct final rule.

**SUMMARY:** The Food Safety and Inspection Service is amending the poultry products inspection regulations by terminating the designation of the State of West Virginia under sections 1 through 4, 6 through 10 and 12-22 of the Poultry Products Inspection Act.

**DATES:** This notice of termination of designation rule will be effective on November 27, 1995 unless the Agency receives written adverse comments or written notice of intent to submit adverse comments on or before October 26, 1995.

**ADDRESSES:** Please send an original and two copies of written adverse comments or notice of intent to submit adverse comments to: FSIS Docket Clerk, DOCKET #95-037DF, Regulations Development, Policy, Evaluation and Planning Staff, Room 4352, South Building, Food Safety and Inspection Service, U.S. Department of Agriculture, Washington, DC 20250. All comments received will be available for public inspection from 8:30 a.m. to 1:00 p.m., and from 2:00 p.m. to 4:30 p.m., Monday through Friday, in Room 4352, South Agriculture Building, 14th and Independence Avenue, SW., Washington, DC 20250.

**FOR FURTHER INFORMATION CONTACT:** Dr. Connie L. Bacon, Acting Director, Federal-State Relations, Food Safety and

Inspection Service, U.S. Department of Agriculture, Washington, DC 20250, (202) 720-6313.

#### SUPPLEMENTARY INFORMATION:

##### Background

Section 5(c) of the Poultry Products Inspection Act (PPIA) (21 U.S.C. 454(c)) authorizes the Secretary of Agriculture to designate a State as one in which the provisions of sections 1-4, 6-10, and 12-22 of the PPIA shall apply to operations and transactions wholly within the State after he/she has determined that requirements at least equal to those imposed under the Act have not been developed and effectively enforced by the State.

On December 3, 1970 (35 FR 18410) notice was published in the Federal Register announcing that the Secretary of Agriculture was designating the State of West Virginia, under paragraph 5(c) (21 U.S.C. 454(c)) of the PPIA, as a State in which this Department is responsible for providing poultry products inspection at eligible establishments and for otherwise enforcing the applicable provisions of the PPIA with respect to intrastate activities in the State.

In addition, on November 12, 1976 (41 FR 49969), a notice was published in the Federal Register announcing that, effective on that date, this Department would assume the responsibility of administering the authorities provided for under sections 11(b), (c), and (d) (21 U.S.C. 460(b), (c) and (d)) of the PPIA regarding certain categories of processors of poultry products.

The aforementioned designation was undertaken by the Department when it was determined that the State of West Virginia was not in a position to enforce inspection requirements under State laws for poultry and poultry products in intrastate commerce that are at least "equal to" the requirements of the PPIA enforced by the Federal Government.

The Commissioner of Agriculture of the State of West Virginia has advised this Department that effective November 27, 1995, the State of West Virginia will be in a position to administer a State poultry inspection program which includes requirements at least "equal to" those imposed under the Federal poultry products inspection program for poultry and poultry products in interstate commerce.

Section 5(c)(3) of the PPIA provides that whenever the Secretary of Agriculture determines that any designated State has developed and will enforce State poultry products inspection requirements at least "equal to" those imposed by the Federal

Government under the PPIA, with respect to intrastate operations and transactions within the State, he shall terminate the designation of such State. The Secretary has determined that the State of West Virginia has developed and will enforce such a State poultry products inspection program in accordance with the said provisions of the PPIA. In addition, the Secretary has determined that the State of West Virginia is also in a position to enforce effectively the provisions of section 11(b), (c), and (d) of the PPIA. Therefore, the designation of the State of West Virginia under those sections and sections 1-4, 6-10, and 12-22 of the PPIA is hereby terminated.

#### Effective Date

The Agency is publishing this rule without prior proposal because this action is viewed as noncontroversial and anticipates no adverse public comment. This rule will be effective, as published in this document, 60 days after the date of publication in the Federal Register unless the Agency receives written adverse comments within 30 days of the date of publication of this rule in the Federal Register.

Adverse comments are comments that suggest the rule should not be adopted or that suggest the rule should be changed. If the Agency receives written adverse comments, a notice will be published in the Federal Register withdrawing this rule before the effective date and publish a proposed rule for public comment. Following the close of that comment period, the comments will be considered, and a final rule addressing the comments will be published.

#### Executive Order 12866

This direct final rule has been determined to be not significant under Executive Order 12866 and, therefore, has not been reviewed by the Office of Management and Budget.

#### Executive Order 12778

This direct final rule has been reviewed under Executive Order 12778, Civil Justice Reform. This rule: (1) preempts all State and local laws and regulations that are inconsistent with this rule; (2) has no retroactive effect; and (3) does not require administrative proceedings before parties may file suit in court challenging this rule.

#### Effect on Small Entities

The Administrator, FSIS, has made a determination that this direct final rule will not have a significant economic impact on a substantial number of small entities, as defined by the Regulatory